

IN THE  
UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

**FILED**

JUN 24 2008 *aw*

JUN 24 2008

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

William Moorehead,  
Defendant-Petitioner,

V.

Case No.: 1:08-cv-01639  
Honorable James B. Zagel

UNITED STATES OF AMERICA,  
Plaintiff-Respondent.

RE: REQUEST FOR A COPY OF THE GOVERNMENT'S RESPONSE  
TO DEFENDANT'S MOTION UNDER § 2255  
TO VACATE, SET ASIDE OR CORRECT SENTENCE

COMES NOW the Petitioner in the above entitle caption, William Moorehead, appearing Pro Se, do hereby respectfully request this Honorable Court pursuant to Rule 77(d) of the Federal Rules of Civil Procedure, for this matter, for a copy of the Government's response filed June 6, 2008, so he may review such response and submit his reply in accordance with case law analysis and research afforded him thereafter review. Petitioner states as follows:

1. That petitioner filed his motion under 28 U.S.C. § 2255 to vacate, set aside or correct sentence on March 20, 2008, entered in on March 21, 2008. (D/E 1). Followed by attached affidavit. (D/E 4), and Memorandum of law. (D/E 3)

2. That petitioner submitted a "Show-Cause Pleading" on

April 29, 2008, pursuant to Rule 4(b) standard governing § 2255 proceedings. (D/E 6). Thereby requesting the court to order a government's response in this matter under 28 U.S.C. § 2255.

3. That this Honorable Court entered its order setting forth the following fact: "Government's response to the motion to vacate, set aside, or correct sentence [1] is due 6/11/2008. Reply to response due 7/9/2008. Ruling to be made by mail notice (drw,). (D/E 7, Entered 05/14/2008).

4. As of this 19<sup>th</sup> day of JUNE, 2008, William Moorehead, herein Defendant-Petitioner, has not received a copy of the Government's response in this § 2255 matter. As such delay could be prejudice and bias to petitioner's need to research, analysis of the government's supporting case law facts and opinions disputing the claims as raised in § 2255 motion pending before this court. (D/E 1,2,3,and4).

5. That this court have provided a time limit in which to reply to the response as submitted by the government, (D/E 7). Because petitioner is appearing pro se, See Case law cite in light of Haines V. Kerner, 404 US 519, 30 L.Ed. 2d 652, 92 S.Ct. 594 (1972), where such a difficulty in the analysis and supporting case law cited by the government could arise, lose of time may be critical to petitioner's reply process. Petitioner ask that a copy of the Government's response be sent to his place of incarceration through legal mail service to be signed by him at the time of arrival.

**CERTIFICATE OF SERVICE**

This certifies under the penalty of perjury pursuant to 28 U.S.C. § 1746; and 18 U.S.C. 1621 that, I William Moorehead have on this 19<sup>th</sup> day of JUNE, 2008, placed a true and exact copy of said:

REQUEST FOR A COPY OF THE GOVERNMENT'S RESPONSE  
TO DEFENDANT'S MOTION UNDER § 2255  
TO VACATE, SET ASIDE OR CORRECT SENTENCE

in the FPC Marion Satellite Camp Legal Mailbox through authorized mail service, at Marion, Illinois, first class postage prepaid, addressed to the following parties:

United States District Court for the Northern District of Illinois, 219 South Dearborn Street, Chicago, Illinois 60604. Clerk of the Court.

United States Assistance Attorney, JACQUELINE O. STERN  
address, 219 South DEARBORN Suite 500  
CHICAGO, IL 60604.

**LOCATION OF CONFINEMENT**

William Moorehead  
William Moorehead  
Reg. No. #17999-424  
FPC Marion Satellite Camp  
P.O. Box 1000  
Marion, IL 62959  
Appearing Pro Se

CC.